

United States District Court
EASTERN DISTRICT OF TEXAS
SHERMAN DIVISION

FILED
U.S. DISTRICT COURT
EASTERN DISTRICT OF TEXAS

JAN 29 2007

DAVID J. MALAND, CLERK

BY
DEPUTY _____

UNITED STATES OF AMERICA

§
§
§
§
§

vs.

Case No. 4:02CR88
(Judge Schell/Judge Bush)

MARCUS GAINES PRUITT

**MEMORANDUM ADOPTING REPORT AND
RECOMMENDATION OF THE UNITED STATES MAGISTRATE JUDGE**

Came on for consideration the above-referenced criminal action, this Court having heretofore referred the request for revocation of Defendant's supervised release to the United States Magistrate Judge for proper consideration. The Court has received the report of the United States Magistrate Judge pursuant to its order. As Defendant has waived his right to object, the Court is of the opinion that the findings and conclusions of the Magistrate Judge are correct. Therefore, the Court hereby adopts the findings and conclusions of the Magistrate Judge as the findings and conclusions of the Court. It is, therefore,

ORDERED that the Magistrate Judge's Report is **ADOPTED** as the opinion of the Court. It is further

ORDERED that Defendant's supervised release is hereby **REVOKED**. It is finally

ORDERED that Defendant be committed to the custody of the Bureau of Prisons to be imprisoned for a period of six (6) months, followed by forty-two (42) months of supervised release, and payment of a fine in the amount of \$509.

1-20-07

Richard A. Shell